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8 Attorney for Debtor

9 UNITED STATES BANKRUPTCY COURT
10 NORTHERN DISTRICT OF CALIFORNIA

11 In Re:

Case No. 10-13509

12 Frazier Winery LLC
13 IDN 68-0258539

Chapter 11

14 Debtor.
15 _____/

16 CHAPTER 11 DEBTOR'S APPLICATION FOR
17 AUTHORITY TO EMPLOY COUNSEL, DECLARATION
18 OF MICHAEL FALLON, ORDER THEREON

19 The Application of Frazier Winery LLC represents:

- 20 1. On September 10, 2010, the Debtor filed a Voluntary Petition for relief under
21 Chapter 11 of the Bankruptcy Code, and it is a debtor in possession.
- 22 2. The Debtor wishes to employ Michael Fallon, who is duly admitted to practice in
23 this court, to represent it in this case.
- 24 3. The Debtor has determined that Michael Fallon has had experience in matters of this
25 character and is qualified to represent it.
- 26 4. The professional services which Michael Fallon will render are the general
27 representation of the Debtor in this case and the performance of all legal services for the Debtor
28 which may be necessary herein.
5. To the best of the knowledge of the managing member, Michael Fallon has not had
any connection with the Debtor's creditors, or any party in interest herein, or their respective
attorneys or accountants, the United States Trustee, or any person employed in the Office of the

1 United States Trustee. To the best of the knowledge of the Managing Member, he does not
2 represent any interest adverse to the Debtor or this estate, and is a disinterested person within
3 the meaning of 11 U.S.C. §101(14).

4 6. Michael Fallon has agreed to represent your Applicant at the following rates from
5 himself and supporting personnel:

6 Michael Fallon: \$400 per hour

7 Legal Assistant: \$150 per hour

8 WHEREFORE, the Debtor requests that it be authorized to employ Michael Fallon as
9 its attorney.

10
11 Dated: October 4, 2010

Frazier Winery LLC

12 /s/ Willard Frazier

13 By _____
14 Willard Frazier
Its Managing Member

15 **DECLARATION OF MICHAEL FALLON RE DEBTOR'S**
16 **APPLICATION FOR AUTHORITY TO EMPLOY COUNSEL**

17 I, MICHAEL FALLON, declare:

18 1. I am an attorney at law licensed to practice before the Federal Courts for the
19 Northern District of California.

20 2. To the best of my knowledge, I have not had any connection with the Debtor, its
21 creditors, or any party in interest herein, or its respective attorneys or accountants, the United
22 States Trustee, or any person employed in the Office of the United States Trustee. To the best
23 of my knowledge, I do not represent any interest adverse to the Debtor or this estate.

24 I declare under penalty of perjury that the forgoing is true and correct and that this
25 declaration was executed by me on October 4, 2010, at Santa Rosa, California.

26 /s/ Michael C. Fallon

27 _____
28 Michael C. Fallon


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**ORDER AUTHORIZING DEBTOR
TO EMPLOY COUNSEL**

The court having considered the Application of the Debtor for authorization to employ Michael Fallon to represent it and the Declaration of Michael Fallon which accompanies the said Application, the court being satisfied that Michael Fallon does not hold or represent any interest adverse to the estate and is a disinterested person within the meaning of 11 U.S.C. §101(14),

IT IS HEREBY ORDERED the Debtor is authorized to employ Michael Fallon to represent it under a general retainer in this case.

Dated: October 11, 2010


Alan Jaroslovsky
U.S. Bankruptcy Judge